

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

SLOAN VALVE COMPANY,)	
)	
Plaintiff,)	Case No. 10-cv-00204
vs.)	
)	Judge Amy J. St. Eve
ZURN INDUSTRIES, INC., and ZURN INDUSTRIES, LLC,)	
)	Magistrate Judge Sidney I. Schenkier
Defendants.)	
)	

**DEFENDANTS' DAUBERT MOTION TO EXCLUDE
TESTIMONY OF HARRY J. GWINNELL**

Defendants Zurn Industries, Inc. and Zurn Industries, LLC, by and through their undersigned counsel, respectfully move this Honorable Court for an Order precluding Plaintiff Sloan Valve Company from offering or eliciting testimony of Harry J. Gwinnell. In support thereof, Defendants rely upon the accompanying memorandum of law and the exhibits thereto, which are incorporated by reference as if fully set forth herein.

Respectfully submitted,

Dated: June 10, 2013

/s/ John W. McIlvaine

John W. McIlvaine (*admitted Pro Hac Vice*)
Thomas C. Wolski (*admitted Pro Hac Vice*)
Cecilia R. Dickson (*admitted Pro Hac Vice*)
Steven M. Johnston (*admitted Pro Hac Vice*)
sloanvzurn@webblaw.com

THE WEBB LAW FIRM, P.C.

One Gateway Center
420 Ft. Duquesne Blvd., Suite 1200
Pittsburgh, PA 15222
Telephone: (412) 471-8815
Facsimile: (412) 471-4094

Nicole M. Murray
nicole.murray@quarles.com
John E. Conour
john.conour@quarles.com
QUARLES & BRADY LLP
300 N. LaSalle St., Suite 4000
Chicago, IL 60654
Telephone: (312) 715-5000
Facsimile: (312) 715-5155

David R. Cross
david.cross@quarles.com
QUARLES & BRADY LLP
411 E. Wisconsin Avenue, Suite 2040
Milwaukee, WI 53202
Telephone: (414) 277-5000
Facsimile: (414) 271-3552

**Attorney for Defendants, Zurn Industries, Inc.
and Zurn Industries, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on June 10, 2013, I caused a to be filed electronically the foregoing DEFENDANTS' *DAUBERT* MOTION TO EXCLUDE TESTIMONY OF HARRY J. GWINNELL with the Clerk of the Court using the CM/ECF system, which will send an electronic copy to the interested parties below and constitutes service under the Federal Rule of Civil Procedure 5(b)(2)(D) pursuant to Local Rule 5.9 of the Northern District of Illinois.

Jason A. Berta (6295888)
Scott R. Kaspar (6284921)
Lisa M. Noller (6229957)
Daniel W. Werly (6301164)

FOLEY & LARDNER LLP
321 North Clark Street, Suite 2800
Chicago, IL 60654-5313
Telephone: 312.832.4500
Facsimile: 312.832.4700

Richard S. Florsheim (*admitted pro hac vice*)

FOLEY & LARDNER LLP
777 East Wisconsin Avenue
Milwaukee, WI 53202-5306
Telephone: 414.271.2400
Facsimile: 414.297.4900

/s/ John W. McIlvaine

Attorney for Defendants, Zurn Industries, Inc. and
Zurn Industries, LLC